

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION  
WRIT PETITION NO. 6670 OF 2005

Smt. Cecilia Alez Menenzis & Ors. ..Petitioners.

Versus

Bastyav Zuzya Dabare & Ors. ..Respondents.

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Mr. V.S.Talkute for the Petitioners.

Mrs. Gauri Jadhav for Respondent No.1

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**CORAM : S. A. BOBDE, J.**

**DATED : 04TH OCTOBER, 2005.**

**P.C.:**

1. Having heard the matter for sometime, it is clear that the petitioners' apprehension regarding the mutation entry is unfounded. The petitioners claim title and possession of the lands in question and submit that the respondents' names could not have been entered in the revenue record.

2. It is settled law that mutation entries in revenue record do not either invest or divest title or possession. They are meant for fiscal purposes.

Undoubtedly, the petitioners shall be entitled, if obstructed in any way, or for any other reason, to agitate his right in a civil suit, as may be advised.

3. In the circumstances, there is no need to interfere at this stage. Mr. Talkute seeks permission to withdraw. Allowed to withdraw with the above observations. Petition is disposed off.

DT.04.10.05

(S.A.BOBDE, J)

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